UNITED STATES DISTRICT COURT DISTRICT OF PUERTO RICO

IN RE:

PROMESA Title III

THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO,

No. 17 BK 3283-LTS

as representative of

(Jointly Administered)

THE COMMONWEALTH OF PUERTO RICO, et al.,

Debtors.1

THE BANK OF NEW YORK MELLON'S INFORMATIVE MOTION REGARDING APRIL 24-25, 2019, OMNIBUS HEARING

To the Honorable United States District Judge Laura Taylor Swain:

The Bank of New York Mellon ("<u>BNYM</u>"), through its undersigned counsel, hereby submits this informative motion, pursuant to the Court's *Order Regarding Procedures for Attendance, Participation and Observation of April 24-25, 2019, Omnibus Hearing* [ECF No. 6240 in Case No. 17-3283], and respectfully represents as follows:

1. Luke A. Sizemore of Reed Smith LLP will appear by video teleconference on behalf of BNYM at the April 24-25, 2019, hearing in Courtroom 17C of the United States

District Court for the Southern District of New York, Daniel Patrick Moynihan Courthouse, 500

Pearl Street, New York, NY 10007.

_

The Debtors in these Title III Cases, along with each Debtor's respective Title III case number listed as a bankruptcy case number due to software limitations and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747).

2. Mr. Sizemore may seek to be heard, if necessary, in connection with:

(i) the Limited Response of the Bank of New York Mellon, as Fiscal Agent, to Motion of Official Committee of Unsecured Creditors, Under Bankruptcy Code Section 105(A) and 502 and Bankruptcy Rule 3007, Establishing Procedures with Respect to Objections to Claims Asserted by Holders of Bonds Issued by Employees Retirement System of Government of Puerto Rico and Requested Related Relief [ECF No. 6160 in Case No. 17-3283]; and (ii) any other matters raised by the Court or in response to any statements made by any party in connection with the above-

WHEREFORE, BNYM respectfully requests that the Court permit BNYM to appear and be heard at the April 24-25, 2019, hearing.

captioned Title III proceedings.

[Remainder of page intentionally left blank.]

Dated: April 19, 2019

San Juan, Puerto Rico

Respectfully submitted,

SEPULVADO, MALDONADO &

COURET

By: <u>/s/ Albéniz Couret-Fuentes</u>

Elaine Maldonado-Matías USDC-PR No. 217309 Albéniz Couret-Fuentes USDC-PR Bar No. 222207 José Javier Santos Mimoso USDC-PR Bar No. 208207

304 Ponce de León Ave. Suite 990

San Juan, P.R. 00918

Telephone: (787) 765-5656 Facsimile: (787) 294-0073

Email: emaldonado@smclawpr.com Email: acouret@smclawpr.com Email: jsantos@smclawpr.com

REED SMITH LLP

Eric A. Schaffer (pro hac vice) Luke A. Sizemore (pro hac vice) 225 Fifth Avenue, Suite 1200

Pittsburgh, PA 15222

Telephone: (412) 288-3131 Facsimile: (412) 288-3063

Email: eschaffer@reedsmith.com Email: lsizemore@reedsmith.com

Counsel for The Bank of New York Mellon

CERTIFICATE OF SERVICE

I hereby certify that, on this date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notifications of such filing to all CM/ECF participants in this case.

/s/ Albéniz Couret-Fuentes

Albéniz Couret-Fuentes USDC-PR Bar No. 222207 SEPULVADO, MALDONADO & COURET 304 Ponce de León Ave.—Suite 990 San Juan, P.R. 00918

Telephone: (787) 765-5656 Facsimile: (787) 294-0073 Email: acouret@smclawpr.com